

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE

DAVID SCOTT YARNALL

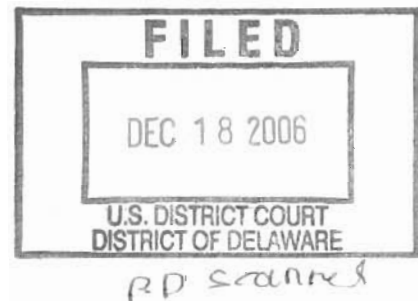
VS

CPL. ANTHONY MENDEZ
DELAWARE STATE POLICE TROOP 7
PTM LANE, UNKNOWN OFFICERS WHO
RESPONDED TO SCENE OF MILLSBORO
POLICE AND PFC BUCHERT

NO: 05-527-SLR

NOTICE OF MOTION

TO: CLERK OF THE COURT
U.S. DISTRICT COURT
844 N. KING ST LOCKBOX 18
WILMINGTON DE 19801



PLEASE TAKE NOTICE THAT THE ATTACHED MOTION FOR
SUMMARY JUDGEMENT WILL BE REQUESTED AT THE
CONVENIENCE OF THE HONORABLE COURT.

DAVID SCOTT YARNALL 548973

DSY
BCI

P.O. BOX 500

GEORGETOWN DE 19947

DATED: 12/13/06

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE

DAVID SCOTT YARNALL
PLAINTIFF

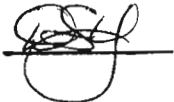
VS

CPL ANTHONY MENDEZ ET AL
DELAWARE STATE POLICE TROOP 7
PTLM LOWE, UNKNOWN OFFICERS WHO
RESPONDED TO SCENE OF MILLSBORO
POLICE AND PFC BUCHERT
DEFENDANTS

NO. 05-527-SLR

PURSUANT TO RULE 56 OF THE FEDERAL RULES OF CIVIL
PROCEDURE THE PLAINTIFF DAVID SCOTT YARNALL REQUESTS
THE HONORABLE COURT FOR A SUMMARY JUDGEMENT.

DATED: 12/13/06

SIGNATURE: 

CERTIFICATE OF SERVICE


I, DAVID SCOTT YARNALL HEREBY CERTIFY THAT I
HAVE SERVED A TRUE AND CORRECT COPY OF THE 12TH
ATTACHED MOTION UPON THE FOLLOWING PARTY ON THE
DECEMBER DAY OF, 2006

ATTORNEY GENERAL
DEPT OF JUSTICE
102 WEST WATER ST 3RD FL.
DOVER DE 19904

AKIN E HERRON
P.O. BOX 25047
WILMINGTON DE 19899

CHIEF EXECUTIVE OFFICER OF THE CITY OF MILLSBORO
302 WILSON HIGHWAY
MILLSBORO DE 19966

DATED: 12/13/06


SIGNATURE OF MOVANT
(NOTARIZATION NOT REQUIRED)